Chapter 6
Ballot Form

Part 1
General Requirements for All Ballots

20A-6-101 General requirements for paper ballots.
(1) Each election officer shall ensure that paper ballots:
  (a) are printed using precisely the same quality and tint of plain white paper through which the printing or writing cannot be seen;
  (b) are printed using precisely the same quality and kind of type;
  (c) are printed using precisely the same quality and tint of plain black ink;
  (d) are uniform in size for all the voting precincts within the election officer's jurisdiction; and
  (e) include, on a ticket for a race in which a voter is authorized to cast a write-in vote and in which a write-in candidate is qualified under Section 20A-9-601, a space for a write-in candidate immediately following the last candidate listed on that ticket.
(2) Whenever the vote for candidates is to be limited to the voters of a particular political division, the election officer shall ensure that the names of those candidates are printed only upon those ballots provided to that political division.

Amended by Chapter 66, 2016 General Session

20A-6-102 General requirements for machine counted ballots.
(1) Each election officer shall ensure that ballots and ballot labels are printed:
  (a) to a size and arrangement that fits the construction of the voting device; and
  (b) in plain, clear type in black ink on clear white stock; or
  (c) in plain, clear type in black ink on stock of different colors if it is necessary to:
    (i) identify different ballots or parts of the ballot; or
    (ii) differentiate between political parties.
(2) Each election officer shall ensure that:
  (a) ballot sheets are of a size, design, and stock suitable for processing by automatic data processing machines;
  (b) each ballot sheet has an attached perforated stub, on which is printed the words "Official Ballot, (initial) Poll Worker"; and
  (c) ballot stubs are numbered consecutively.
(3) For a race in which a voter is authorized to cast a write-in vote and in which a write-in candidate is qualified under Section 20A-9-601, the election officer shall include a space on the ticket for a write-in candidate immediately following the last candidate listed on that ticket.
(4) Notwithstanding any other provisions of this section, the election officer may authorize any ballots that are to be counted by means of electronic or electromechanical devices to be printed to a size, layout, texture, and in any type of ink or combination of inks that will be suitable for use in the counting devices in which they are intended to be placed.

Amended by Chapter 66, 2016 General Session

20A-6-103 Internet voting pilot project.

Notwithstanding any provision of this title to the contrary, a county may allow a covered voter, as defined in Section 20A-16-102, or a voter with a disability, as defined in 42 U.S.C. 12102(1), to register to vote, and vote electronically.

Amended by Chapter 206, 2014 General Session

20A-6-105 Provisional ballot envelopes.
(1) Each election officer shall ensure that provisional ballot envelopes are printed in substantially the following form:
"AFFIRMATION
Are you a citizen of the United States of America? Yes No
Will you be 18 years old on or before election day? Yes No
If you checked "no" in response to either of the two above questions, do not complete this form.
Name of Voter _____

First   Middle   Last

Driver License or Identification Card Number _____
State of Issuance of Driver License or Identification Card Number _____
Date of Birth _____
Street Address of Principal Place of Residence

_____

City   County   State   Zip Code

Telephone Number (optional) _____
Last four digits of Social Security Number _____
Last former address at which I was registered to vote (if known)

_____

City   County   State   Zip Code

Voting Precinct (if known) _____
I, (please print your full name)_____do solemnly swear or
affirm:
That I am currently registered to vote in the state of Utah and am eligible to vote in this election; that I have not voted in this election in any other precinct; that I am eligible to vote in this precinct; and that I request that I be permitted to vote in this precinct; and
Subject to penalty of law for false statements, that the information contained in this form is true, and that I am a citizen of the United States and a resident of Utah, residing at the above address; and that I am at least 18 years old and have resided in Utah for the 30 days immediately before this election.
Signed

_____
Dated _____
In accordance with Section 20A-3-506, wilfully providing false information above is a class B misdemeanor under Utah law and is punishable by imprisonment and by fine."
"The portion of a voter registration form that lists a person's driver license or identification card number, social security number, and email address is a private record. The portion of a voter registration form that lists a person's date of birth is a private record, the use of which is restricted to government officials, government employees, political parties, or certain other persons.
If you believe that disclosure of any information contained in this voter registration form to a person other than a government official or government employee is likely to put you or a

member of your household's life or safety at risk, or to put you or a member of your household at risk of being stalked or harassed, you may apply to the lieutenant governor or your county clerk to have your entire voter registration record classified as private."

"CITIZENSHIP AFFIDAVIT

Name:

Name at birth, if different:

Place of birth:

Date of birth:

Date and place of naturalization (if applicable):

I hereby swear and affirm, under penalties for voting fraud set forth below, that I am a citizen and that to the best of my knowledge and belief the information above is true and correct.

_____

Signature of Applicant

In accordance with Section 20A-2-401, the penalty for willfully causing, procuring, or allowing yourself to be registered to vote if you know you are not entitled to register to vote is up to one year in jail and a fine of up to $2,500."

(2) The provisional ballot envelope shall include:
  (a) a unique number;
  (b) a detachable part that includes the unique number; and
  (c) a telephone number, internet address, or other indicator of a means, in accordance with Section 20A-6-105.5, where the voter can find out if the provisional ballot was counted.

Amended by Chapter 373, 2014 General Session

20A-6-105.5 Voter access to provisional ballot information.
    Each county clerk shall implement, through an internet website, toll-free telephone number, or other means, a system where an individual who voted a provisional ballot may, free of charge, determine if the voter's vote was counted, and, if the vote was not counted, the reason the vote was not counted.

Enacted by Chapter 34, 2003 General Session

20A-6-106 Deadline for submission of ballot titles.
    Unless otherwise specifically provided for by statute, the certified ballot title of each ballot proposition, ballot question, or ballot issue shall be submitted to the election officer no later than 65 days before the date of the election at which the matter will be submitted to the voters.

Amended by Chapter 327, 2011 General Session

20A-6-107 Numbering of ballot propositions and bond propositions -- Duties of election officer and lieutenant governor.
(1)
  (a) Except as provided in Subsections (1)(b) and (1)(c), each ballot proposition shall be listed on the ballot under the heading "Proposition #___", with the number of the ballot proposition placed in the blank.
  (b) Each proposed amendment to the Utah Constitution shall be listed on the ballot under the heading "Constitutional Amendment ___", with a letter placed in the blank.

(c) Each bond proposition that has qualified for the ballot shall be listed on the ballot under the title assigned to each bond proposition under Section 11-14-206.

(2)
  (a) When an election officer or other person given authority to prepare or number ballot propositions receives a ballot proposition that is eligible for inclusion on the ballot, they shall ask the lieutenant governor to assign a number to the ballot proposition.
  (b)
    (i) Upon request from an election officer or other person given authority to prepare or number ballot propositions, the lieutenant governor shall assign each ballot proposition a unique number, except as provided under Subsection (2)(b)(iii).
    (ii) Ballot proposition numbers shall be assigned sequentially, in the order requests for ballot proposition numbers are received.
    (iii) The same ballot proposition number may be assigned to multiple ballot propositions if:
      (A) the sponsors of each ballot proposition agree, in writing, to share the number; and
      (B) the ballot propositions sharing the same number are identical in their terms, purpose, and effect, with jurisdiction being the only significant difference between the ballot propositions.

Enacted by Chapter 315, 2008 General Session

Part 2
Ballots for Regular Primary Elections

20A-6-203 Ballots for regular primary elections.
(1) The lieutenant governor, together with county clerks, suppliers of election materials, and representatives of registered political parties, shall:
  (a) develop paper ballots, ballot labels, ballot sheets, and electronic ballots to be used in Utah's regular primary election;
  (b) ensure that the paper ballots, ballot labels, ballot sheets, and electronic ballots comply generally, where applicable, with the requirements of Title 20A, Chapter 6, Part 1, General Requirements for All Ballots, and this section; and
  (c) provide voting booths, election records and supplies, ballot boxes, and as applicable, voting devices, for each voting precinct as required by Section 20A-5-403.

(2)
  (a) Notwithstanding the requirements of Subsections (1)(b) and (c), Title 20A, Chapter 6, Part 1, General Requirements for All Ballots, and Sections 20A-5-403, 20A-6-401, and 20A-6-401.1, the lieutenant governor, together with county clerks, suppliers of election materials, and representatives of registered political parties shall ensure that the paper ballots, ballot labels, ballot sheets, electronic ballots, and voting booths, election records and supplies, and ballot boxes:
    (i) facilitate the distribution, voting, and tallying of ballots in a primary where not all voters are authorized to vote for a party's candidate;
    (ii) simplify the task of poll workers, particularly in determining a voter's party affiliation;
    (iii) minimize the possibility of spoiled ballots due to voter confusion; and
    (iv) protect against fraud.
  (b) To accomplish the requirements of this Subsection (2), the lieutenant governor, county clerks, suppliers of election materials, and representatives of registered political parties shall:

(i) mark, prepunch, or otherwise identify ballots and ballot sheets as being for a particular
registered political party; and
(ii) instruct persons counting the ballots to count only those votes for candidates from the
registered political party whose ballot the voter received.

Amended by Chapter 326, 2006 General Session

Part 3
Regular General Election Ballots

20A-6-301 Paper ballots -- Regular general election.
(1) Each election officer shall ensure that:
  (a) all paper ballots furnished for use at the regular general election contain:
    (i) no captions or other endorsements except as provided in this section;
    (ii) no symbols, markings, or other descriptions of a political party or group, except for a
      registered political party that has chosen to nominate its candidates in accordance with
      Section 20A-9-403; and
    (iii) no indication that a candidate for elective office has been nominated by, or has been
      endorsed by, or is in any way affiliated with a political party or group, unless the candidate
      has been nominated by a registered political party in accordance with Subsection
      20A-9-202(4) or Subsection 20A-9-403(5).
  (b)
    (i) the paper ballot contains a ballot stub at least one inch wide, placed across the top of the
      ballot, and divided from the rest of ballot by a perforated line;
    (ii) the ballot number and the words "Poll Worker's Initial ____" are printed on the stub; and
    (iii) ballot stubs are numbered consecutively;
  (c) immediately below the perforated ballot stub, the following endorsements are printed in 18
    point bold type:
    (i) "Official Ballot for ____ County, Utah";
    (ii) the date of the election; and
    (iii) the words "Clerk of _____ County" or, as applicable, the name of a combined office
      that includes the duties of a county clerk;
  (d) the party name or title is printed in capital letters not less than one-fourth of an inch high;
  (e) unaffiliated candidates, candidates not affiliated with a registered political party, and all
    other candidates for elective office who were not nominated by a registered political party in
    accordance with Subsection 20A-9-202(4) or Subsection 20A-9-403(5), are listed with the
    other candidates for the same office in accordance with Section 20A-6-305, without a party
    name or title, and with a mark referencing the following statement at the bottom of the ticket:
    "This candidate is not affiliated with, or does not qualify to be listed on the ballot as affiliated
    with, a political party.";
  (f) each ticket containing the lists of candidates, including the party name and device, are
    separated by heavy parallel lines;
  (g) the offices to be filled are plainly printed immediately above the names of the candidates for
    those offices;

(h) the names of candidates are printed in capital letters, not less than one-eighth nor more than one-fourth of an inch high in heavy-faced type not smaller than 10 point, between lines or rules three-eighths of an inch apart; and

(i) on a ticket for a race in which a voter is authorized to cast a write-in vote and in which a write-in candidate is qualified under Section 20A-9-601:

   (i) the ballot includes a space for a write-in candidate immediately following the last candidate listed on that ticket; or

   (ii) for the offices of president and vice president and governor and lieutenant governor, the ballot includes two spaces for write-in candidates immediately following the last candidates on that ticket, one placed above the other, to enable the entry of two valid write-in candidates.

(2) Each election officer shall ensure that:

(a) each person nominated by any registered political party under Subsection 20A-9-202(4) or Subsection 20A-9-403(5), and no other person, is placed on the ballot:

   (i) under the registered political party's name, if any; or

   (ii) under the title of the registered political party as designated by them in their certificates of nomination or petition, or, if none is designated, then under some suitable title;

(b) the names of all unaffiliated candidates that qualify as required in Title 20A, Chapter 9, Part 5, Candidates not Affiliated with a Party, are placed on the ballot;

(c) the names of the candidates for president and vice president are used on the ballot instead of the names of the presidential electors; and

(d) the ballots contain no other names.

(3) When the ballot contains a nonpartisan section, the election officer shall ensure that:

(a) the designation of the office to be filled in the election and the number of candidates to be elected are printed in type not smaller than eight point;

(b) the words designating the office are printed flush with the left-hand margin;

(c) the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" extend to the extreme right of the column;

(d) the nonpartisan candidates are grouped according to the office for which they are candidates;

(e) the names in each group are placed in the order specified under Section 20A-6-305 with the surnames last; and

(f) each group is preceded by the designation of the office for which the candidates seek election, and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)," according to the number to be elected.

(4) Each election officer shall ensure that:

(a) proposed amendments to the Utah Constitution are listed on the ballot in accordance with Section 20A-6-107;

(b) ballot propositions submitted to the voters are listed on the ballot in accordance with Section 20A-6-107; and

(c) bond propositions that have qualified for the ballot are listed on the ballot under the title assigned to each bond proposition under Section 11-14-206.

Amended by Chapter 66, 2016 General Session

20A-6-302 Paper ballots -- Placement of candidates' names.

(1) Each election officer shall ensure, for paper ballots in regular general elections, that:

(a) each candidate is listed by party, if nominated by a registered political party under Subsection 20A-9-202(4) or Subsection 20A-9-403(5);

(b) candidates' surnames are listed in alphabetical order on the ballots when two or more candidates' names are required to be listed on a ticket under the title of an office; and

(c) the names of candidates are placed on the ballot in the order specified under Section 20A-6-305.

(2)

(a) When there is only one candidate for county attorney at the regular general election in counties that have three or fewer registered voters of the county who are licensed active members in good standing of the Utah State Bar, the county clerk shall cause that candidate's name and party affiliation, if any, to be placed on a separate section of the ballot with the following question: "Shall (name of candidate) be elected to the office of county attorney? Yes _____ No _____."

(b) If the number of "Yes" votes exceeds the number of "No" votes, the candidate is elected to the office of county attorney.

(c) If the number of "No" votes exceeds the number of "Yes" votes, the candidate is not elected and may not take office, nor may the candidate continue in the office past the end of the term resulting from any prior election or appointment.

(d) When the name of only one candidate for county attorney is printed on the ballot under authority of this Subsection (2), the county clerk may not count any write-in votes received for the office of county attorney.

(e) If no qualified person files for the office of county attorney or if the candidate is not elected by the voters, the county legislative body shall appoint the county attorney as provided in Section 20A-1-509.2.

(f) If the candidate whose name would, except for this Subsection (2)(f), be placed on the ballot under Subsection (2)(a) has been elected on a ballot under Subsection (2)(a) to the two consecutive terms immediately preceding the term for which the candidate is seeking election, Subsection (2)(a) does not apply and that candidate shall be considered to be an unopposed candidate the same as any other unopposed candidate for another office, unless a petition is filed with the county clerk before the date of that year's primary election that:

(i) requests the procedure set forth in Subsection (2)(a) to be followed; and

(ii) contains the signatures of registered voters in the county representing in number at least 25% of all votes cast in the county for all candidates for governor at the last election at which a governor was elected.

(3)

(a) When there is only one candidate for district attorney at the regular general election in a prosecution district that has three or fewer registered voters of the district who are licensed active members in good standing of the Utah State Bar, the county clerk shall cause that candidate's name and party affiliation, if any, to be placed on a separate section of the ballot with the following question: "Shall (name of candidate) be elected to the office of district attorney? Yes _____ No _____."

(b) If the number of "Yes" votes exceeds the number of "No" votes, the candidate is elected to the office of district attorney.

(c) If the number of "No" votes exceeds the number of "Yes" votes, the candidate is not elected and may not take office, nor may the candidate continue in the office past the end of the term resulting from any prior election or appointment.

(d) When the name of only one candidate for district attorney is printed on the ballot under authority of this Subsection (3), the county clerk may not count any write-in votes received for the office of district attorney.

(e) If no qualified person files for the office of district attorney, or if the only candidate is not elected by the voters under this subsection, the county legislative body shall appoint a new district attorney for a four-year term as provided in Section 20A-1-509.2.

(f) If the candidate whose name would, except for this Subsection (3)(f), be placed on the ballot under Subsection (3)(a) has been elected on a ballot under Subsection (3)(a) to the two consecutive terms immediately preceding the term for which the candidate is seeking election, Subsection (3)(a) does not apply and that candidate shall be considered to be an unopposed candidate the same as any other unopposed candidate for another office, unless a petition is filed with the county clerk before the date of that year's primary election that:

(i) requests the procedure set forth in Subsection (3)(a) to be followed; and

(ii) contains the signatures of registered voters in the county representing in number at least 25% of all votes cast in the county for all candidates for governor at the last election at which a governor was elected.

Amended by Chapter 17, 2014 General Session

20A-6-303 Regular general election -- Ballot sheets.

(1) Each election officer shall ensure that:

(a) copy on the ballot sheets or ballot labels, as applicable, are arranged in approximately the same order as paper ballots;

(b) the ballot sheet or any pages used for the ballot label are of sufficient number to include, after the list of candidates:

(i) the names of candidates for judicial offices and any other nonpartisan offices; and

(ii) any ballot propositions submitted to the voters for their approval or rejection;

(c) the office titles are printed immediately adjacent to the names of candidates so as to indicate clearly the candidates for each office and the number to be elected;

(d) the party designation of each candidate who has been nominated by a registered political party under Subsection 20A-9-202(4) or Subsection 20A-9-403(5) is printed immediately adjacent to the candidate's name; and

(e)

(i) if possible, all candidates for one office are grouped in one column or upon one page;

(ii) if all candidates for one office cannot be listed in one column or grouped on one page:

(A) the ballot sheet or ballot label shall be clearly marked to indicate that the list of candidates is continued on the following column or page; and

(B) approximately the same number of names shall be printed in each column or on each page.

(2) Each election officer shall ensure that:

(a) proposed amendments to the Utah Constitution are listed in accordance with Section 20A-6-107;

(b) ballot propositions submitted to the voters are listed in accordance with Section 20A-6-107; and

(c) bond propositions that have qualified for the ballot are listed under the title assigned to each bond proposition under Section 11-14-206.

Amended by Chapter 66, 2016 General Session

20A-6-304 Regular general election -- Electronic ballots.

(1) Each election officer shall ensure that:

(a) the format and content of the electronic ballot is arranged in approximately the same order as paper ballots;

(b) the titles of offices and the names of candidates are displayed in vertical columns or in a series of separate display screens;

(c) the electronic ballot is of sufficient length to include, after the list of candidates:
  (i) the names of candidates for judicial offices and any other nonpartisan offices; and
  (ii) any ballot propositions submitted to the voters for their approval or rejection;

(d) the office titles are displayed above or at the side of the names of candidates so as to indicate clearly the candidates for each office and the number to be elected;

(e) the party designation of each candidate who has been nominated by a registered political party under Subsection 20A-9-202(4) or Subsection 20A-9-403(5) is displayed adjacent to the candidate's name; and

(f) if possible, all candidates for one office are grouped in one column or upon one display screen.

(2) Each election officer shall ensure that:
  (a) proposed amendments to the Utah Constitution are displayed in accordance with Section 20A-6-107;
  (b) ballot propositions submitted to the voters are displayed in accordance with Section 20A-6-107; and
  (c) bond propositions that have qualified for the ballot are displayed under the title assigned to each bond proposition under Section 11-14-206.

Amended by Chapter 66, 2016 General Session

20A-6-305 Master ballot position list -- Random selection -- Procedures -- Publication -- Surname -- Exemptions -- Ballot order.

(1) As used in this section, "master ballot position list" means an official list of the 26 characters in the alphabet listed in random order and numbered from one to 26 as provided under Subsection (2).

(2) The lieutenant governor shall:
  (a) by November 15 in the year before each regular general election, conduct a random selection to establish the master ballot position list for the next year and the year following in accordance with procedures established under Subsection (2)(c);
  (b) publish the master ballot position lists on the lieutenant governor's election website on or before November 15 in the year before each regular general election; and
  (c) establish written procedures for:
    (i) the election official to use the master ballot position list; and
    (ii) the lieutenant governor in:
      (A) conducting the random selection in a fair manner; and
      (B) providing a record of the random selection process used.

(3) In accordance with the written procedures established under Subsection (2)(c)(i), an election officer shall use the master ballot position list for the current year to determine the order in which to list candidates on the ballot for an election held during the year.

(4) To determine the order in which to list candidates on the ballot required under Subsection (3), the election officer shall apply the randomized alphabet using:
  (a) the candidate's surname;
  (b) for candidates with a surname that has the same spelling, the candidate's given name;

(c) the surname of the president and the surname of the governor for an election for the offices of president and vice president and governor and lieutenant governor; and

(d) if the ballot provides for a ticket or a straight party ticket, the registered political party name.

(5) Subsections (1) through (4) do not apply to:

(a) an election for an office for which only one candidate is listed on the ballot; or

(b) a judicial retention election under Section 20A-12-201.

(6) Subject to Subsection (7), each ticket that appears on a ballot for an election shall appear separately, in the following order:

(a) a straight party ticket, where the voter may, with one mark, vote for all candidates of one political party;

(b) for federal office:

(i) president and vice president of the United States;

(ii) United States Senate office; and

(iii) United States House of Representatives office;

(c) for state office:

(i) governor and lieutenant governor;

(ii) attorney general;

(iii) state auditor;

(iv) state treasurer;

(v) state Senate office;

(vi) state House of Representatives office; and

(vii) State Board of Education member;

(d) for county office:

(i) county executive office;

(ii) county legislative body member;

(iii) county assessor;

(iv) county or district attorney;

(v) county auditor;

(vi) county clerk;

(vii) county recorder;

(viii) county sheriff;

(ix) county surveyor;

(x) county treasurer; and

(xi) local school board member;

(e) for municipal office:

(i) mayor; and

(ii) city or town council member;

(f) elected planning and service district council member;

(g) judicial retention questions; and

(h) ballot propositions not described in Subsection (6)(g).

(7)

(a) A ticket for a race for a combined office shall appear on the ballot in the place of the earliest ballot ticket position that is reserved for an office that is subsumed in the combined office.

(b) Each ticket, other than a ticket described in Subsection (6)(g), shall list:

(i) each candidate in accordance with Subsections (1) through (4); and

(ii) except as otherwise provided in this title, the party name, initials, or title following each candidate's name.

Amended by Chapter 66, 2016 General Session

Part 4
Ballot Form Requirements for Municipal Elections

20A-6-401 Ballots for municipal primary elections.
(1) Each election officer shall ensure that:
  (a)
    (i) the ballot contains a perforated ballot stub at least one inch wide, placed across the top of the ballot;
    (ii) the ballot number and the words "Poll Worker's Initial ____" are printed on the stub; and
    (iii) ballot stubs are numbered consecutively;
  (b) immediately below the perforated ballot stub, the following endorsements are printed in 18 point bold type:
    (i) "Official Primary Ballot for ____ (City, Town, or Metro Township), Utah";
    (ii) the date of the election; and
    (iii) a facsimile of the signature of the election officer and the election officer's title in eight point type;
  (c) immediately below the election officer's title, two one-point parallel horizontal rules separate endorsements from the rest of the ballot;
  (d) immediately below the horizontal rules, an "Instructions to Voters" section is printed in 10 point bold type that states: "To vote for a candidate, place a cross (X) in the square following the name(s) of the person(s) you favor as the candidate(s) for each respective office." followed by two one-point parallel rules;
  (e) after the rules, the designation of the office for which the candidates seek nomination is printed flush with the left-hand margin and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" are printed to extend to the extreme right of the column in 10-point bold type, followed by a hair-line rule;
  (f) after the hair-line rule, the names of the candidates are printed in heavy face type between lines or rules three-eighths inch apart, in the order specified under Section 20A-6-305 with surnames last and grouped according to the office that they seek;
  (g) a square with sides not less than one-fourth inch long is printed immediately adjacent to the names of the candidates; and
  (h) the candidate groups are separated from each other by one light and one heavy line or rule.
(2) A municipal primary ballot may not contain any space for write-in votes.

Amended by Chapter 176, 2016 General Session

20A-6-401.1 Ballots for partisan municipal primary elections.
(1) If a municipality is using paper ballots, each election officer shall ensure that:
  (a) all paper ballots furnished for use at the regular primary election:
    (i) are perforated to separate the candidates of one political party from those of the other political parties so that the voter may separate the part of the ballot containing the names of the political party of the voter's choice from the rest of the ballot;
    (ii) have sides that are perforated so that the outside sections of the ballot, when detached, are similar in appearance to the inside sections of the ballot when detached; and

(iii) contain no captions or other endorsements except as provided in this section;

(b) the names of all candidates from each party are listed on the same ballot in one or more columns under their party name and emblem;

(c) the political parties are printed on the ballot in the order specified under Section 20A-6-305;

(d)

    (i) the ballot contains a ballot stub that is at least one inch wide, placed across the top of the ballot;

    (ii) the ballot number and the words "Poll Worker's Initials _____" are printed on the stub; and

    (iii) ballot stubs are numbered consecutively;

(e) immediately below the perforated ballot stub, the following endorsements are printed in 18-point bold type:

    (i) "Official Primary Ballot for _____ (name of municipality), Utah";

    (ii) the date of the election; and

    (iii) a facsimile of the signature of the municipal clerk or recorder and the words " municipal clerk" or "municipal recorder";

(f) after the facsimile signature, the political party emblem and the name of the political party are printed;

(g) after the party name and emblem, the ballot contains the following printed in not smaller than 10-point bold face, double leaded type: "Instructions to Voters: To vote for a candidate, place a cross (X) in the square immediately adjacent to the name of the person for whom you wish to vote and in no other place. Do not vote for any candidate listed under more than one party or group designation.", followed by two one-point parallel horizontal rules;

(h) after the rules, the designation of the office for which the candidates seek nomination is printed flush with the left-hand margin and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" are printed to extend to the extreme right of the column in 10-point bold type, followed by a hair-line rule;

(i) after the hair-line rule, the names of the candidates are printed in heavy face type between lines or rules three-eighths inch apart, in the order specified under Section 20A-6-305 with surnames last and grouped according to the office that they seek;

(j) a square with sides not less than one-fourth inch long is printed immediately adjacent to the names of the candidates;

(k) the candidate groups are separated from each other by one light and one heavy line or rule; and

(l) the nonpartisan candidates are listed as follows:

    (i) immediately below the listing of the party candidates, the word "NONPARTISAN" is printed in reverse type in an 18 point solid rule that extends the full width of the type copy of the party listing above; and

    (ii) below "NONPARTISAN," the office, the number of candidates to vote for, the candidate's name, the voting square, and any other necessary information is printed in the same style and manner as for party candidates.

(2)

    (a) If a municipality is using ballot sheets or electronic ballots, the election officer may require that:

    (i) the ballot, or ballot label in the case of a punch card ballot, for a regular primary election consist of several groups of pages or display screens, so that a separate group can be used to list the names of candidates seeking nomination of each qualified political party, with additional groups used to list candidates for other nonpartisan offices;

    (ii) the separate groups of pages or display screens are identified by color or other suitable means; and

    (iii) the ballot or ballot label contain instructions that direct the voter how to vote the ballot.

  (b) If a municipality is using ballot sheets or electronic ballots, each election officer shall:

    (i) for municipalities using punch card ballots, ensure that the ballot label provides a means for the voter to designate the political party in whose primary the voter is voting; and

    (ii) determine the order for printing the names of the political parties on the ballot label in accordance with Section 20A-6-305.

Amended by Chapter 320, 2013 General Session

20A-6-402 Ballots for municipal general elections.

(1) When using a paper ballot at municipal general elections, each election officer shall ensure that:

  (a) the names of the two candidates who received the highest number of votes for mayor in the municipal primary are placed upon the ballot;

  (b) if no municipal primary election was held, the names of the candidates who filed declarations of candidacy for municipal offices are placed upon the ballot;

  (c) for other offices:

    (i) twice the number of candidates as there are positions to be filled are certified as eligible for election in the municipal general election from those candidates who received the greater number of votes in the primary election; and

    (ii) the names of those candidates are placed upon the municipal general election ballot;

  (d) the names of the candidates are placed on the ballot in the order specified under Section 20A-6-305;

  (e) in an election in which a voter is authorized to cast a write-in vote and where a write-in candidate is qualified under Section 20A-9-601, a write-in area is placed upon the ballot that contains, for each office in which there is a qualified write-in candidate:

    (i) a blank, horizontal line to enable a voter to submit a valid write-in candidate; and

    (ii) a square or other conforming area that is adjacent to or opposite the blank horizontal line to enable the voter to indicate the voter's vote;

  (f) ballot propositions that have qualified for the ballot, including propositions submitted to the voters by the municipality, municipal initiatives, and municipal referenda, are listed on the ballot in accordance with Section 20A-6-107; and

  (g) bond propositions that have qualified for the ballot are listed on the ballot under the title assigned to each bond proposition under Section 11-14-206.

(2) When using a punch card ballot at municipal general elections, each election officer shall ensure that:

  (a)

    (i) the ballot contains a perforated ballot stub at least one inch wide, placed across the top of the ballot;

    (ii) the ballot number and the words "Poll Worker's Initial ____" are printed on the stub; and

    (iii) ballot stubs are numbered consecutively;

  (b) immediately below the perforated ballot stub, the following endorsements are printed in 18 point bold type:

    (i) "Official Ballot for ____ (City, Town, or Metro Township), Utah";

    (ii) the date of the election; and

     (iii) a facsimile of the signature of the election officer and the election officer's title in eight-point type;

(c) immediately below the election officer's title, two one-point parallel horizontal rules separate endorsements from the rest of the ballot;

(d) immediately below the horizontal rules, an "Instructions to Voters" section is printed in 10-point bold type that states: "To vote for a candidate, place a cross (X) in the square following the name(s) of the person(s) you favor as the candidate(s) for each respective office." followed by two one-point parallel rules;

(e) after the rules, the designation of the office for which the candidates seek election is printed flush with the left-hand margin and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" are printed to extend to the extreme right of the column in 10-point bold type, followed by a hair-line rule;

(f) after the hair-line rule, the names of the candidates are printed in heavy face type between lines or rules three-eighths inch apart, in the order specified under Section 20A-6-305 with surnames last and grouped according to the office that they seek;

(g) a square with sides not less than one-fourth inch long is printed immediately adjacent to the names of the candidates;

(h) following the name of the last candidate for each office in which a write-in candidate is qualified under Section 20A-9-601, the ballot contains:
  (i) a write-in space for each elective office in which a write-in candidate is qualified where the voter may enter the name of a valid write-in candidate; and
  (ii) a square printed immediately adjacent to the write-in space or line where the voter may vote for a valid write-in candidate; and

(i) the candidate groups are separated from each other by one light and one heavy line or rule.

(3) When using a ballot sheet other than a punch card ballot at municipal general elections, each election officer shall ensure that:

(a)
  (i) the ballot contains a perforated ballot stub placed across the top of the ballot;
  (ii) the ballot number and the words "Poll Worker's Initial _____" are printed on the stub; and
  (iii) ballot stubs are numbered consecutively;

(b) immediately below the perforated ballot stub, the following endorsements are printed:
  (i) "Official Ballot for _____ (City, Town, or Metro Township), Utah";
  (ii) the date of the election; and
  (iii) a facsimile of the signature of the election officer and the election officer's title;

(c) immediately below the election officer's title, a distinct border or line separates endorsements from the rest of the ballot;

(d) immediately below the border or line, an "Instructions to Voters" section is printed that states: "To vote for a candidate, select the name(s) of the person(s) you favor as the candidate(s) for each respective office." followed by another border or line;

(e) after the border or line, the designation of the office for which the candidates seek election is printed and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" are printed, followed by a line or border;

(f) after the line or border, the names of the candidates are printed in the order specified under Section 20A-6-305 with surnames last and grouped according to the office that they seek;

(g) an oval is printed adjacent to the names of the candidates;

(h) following the name of the last candidate for each office in which a write-in candidate is qualified under Section 20A-9-601, the ballot contains:

  (i) a write-in space or blank line for each elective office in which a write-in candidate is qualified where the voter may enter the name of a valid write-in candidate; and

  (ii) an oval printed adjacent to the write-in space or line where the voter may vote for a valid write-in candidate; and

 (i) the candidate groups are separated from each other by a line or border.

(4) When using an electronic ballot at municipal general elections, each election officer shall ensure that:

 (a) the following endorsements are displayed on the first screen of the ballot:

  (i) "Official Ballot for ____ (City, Town, or Metro Township), Utah";

  (ii) the date of the election; and

  (iii) a facsimile of the signature of the election officer and the election officer's title;

 (b) immediately below the election officer's title, a distinct border or line separates the endorsements from the rest of the ballot;

 (c) immediately below the border or line, an "Instructions to Voters" section is displayed that states: "To vote for a candidate, select the name(s) of the person(s) you favor as the candidate(s) for each respective office." followed by another border or line;

 (d) after the border or line, the designation of the office for which the candidates seek election is displayed, and the words, "Vote for one" or "Vote for up to _____ (the number of candidates for which the voter may vote)" are displayed, followed by a line or border;

 (e) after the line or border, the names of the candidates are displayed in the order specified under Section 20A-6-305 with surnames last and grouped according to the office that they seek;

 (f) a voting square or position is located adjacent to the name of each candidate;

 (g) following the name of the last candidate for each office in which a write-in candidate is qualified under Section 20A-9-601, the ballot contains a write-in space where the voter may enter the name of and vote for a valid write-in candidate for the office; and

 (h) the candidate groups are separated from each other by a line or border.

(5) When a municipality has chosen to nominate candidates by convention or committee, the election officer shall ensure that the party name is included with the candidate's name on the ballot.

Amended by Chapter 176, 2016 General Session